

PEPPER & CORAZZINI

L. L. P.

ATTORNEYS AT LAW

1776 K STREET, NORTHWEST, SUITE 200

WASHINGTON, D. C. 20006

(202) 296-0600

VINCENT A. PEPPER
ROBERT F. CORAZZINI
PETER GUTMANN
JOHN F. GARZIGLIA
NEAL J. FRIEDMAN
ELLEN S. MANDELL
HOWARD J. BARR
L. CHARLES KELLER *
MICHAEL J. LEHMKUHL *
SUZANNE C. SPINK *
RONALD G. LONDON *

* NOT ADMITTED IN D.C.

GREGG P. SKALL
E. THEODORE MALLYCK
OF COUNSEL

FREDERICK W. FORD
1909-1986

TELECOPIER (202) 296-5572
INTERNET PEPCOR@COMMLAW.COM

March 15, 1996

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

**Re: Amendment of Section 73.202(b),
FM Table of Allotments
(Reynoldsville, Pennsylvania)**

Dear Mr. Caton:

Transmitted herewith on behalf of Priority Communications, Inc., the licensee of WDSN(FM), Reynoldsville, Pennsylvania, is an original and four copies of a petition seeking the commencement of a rule making proceeding looking toward the substitution of Channel 293A for Channel 258A at Reynoldsville, Pennsylvania and the modification of the license of WDSN(FM), Reynoldsville, Pennsylvania to specify operation on Channel 293A. This petition is respectfully directed to the Chief, Allocations Branch.

Should any questions arise concerning this matter, please contact this office directly.

Sincerely,



John F. Garziglia

Enclosures

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments)
FM Broadcast Stations)
(Reynoldsville, Pennsylvania))

RM-_____

To: Chief, Allocations Branch

PETITION FOR RULE MAKING

Priority Communications, Inc., the licensee of WDSN(FM), Reynoldsville, Pennsylvania, by its attorneys, pursuant to Sections 1.401 and 1.420 of the Commission's rules, hereby seeks the commencement of a rule making proceeding looking toward the substitution of Channel 293A for Channel 258A at Reynoldsville, Pennsylvania, and the modification of the license of WDSN(FM), Reynoldsville, Pennsylvania to specify operation on Channel 293A.^{1/} In support of this allotment, the following is submitted:

1. WDSN(FM) is presently licensed for operation on Channel 258A. Under the present minimum distance separation requirements of Section 73.207 of the Commission's rules, WDSN(FM) is short-spaced to WDCX(FM), Channel 258B, Buffalo, New York, and WFRA-FM, Channel 275B1, Franklin, Pennsylvania. [WQKY(FM), Channel 257A, Emporium, Pennsylvania, which appears as short-spaced on the

^{1/} As shown in the attached channel study, the allotment of Channel 293A to Reynoldsville, Pennsylvania, may be made at the reference coordinates of 41° 08' 41" North Latitude, 78° 52' 41" West Longitude, the present transmitter site of WDSN(FM).

attached channel study, has been granted a one-step application to move to Channel 255A]. These short spacings arise from the revision of the FM spacing table in MM Docket No. 88-375, which increased minimum spacings for Class A stations. See Second Report and Order, MM Docket No. 88-375, 4 FCC Rcd 6375 (1989), aff'd Amendment of Part 73, 6 FCC Rcd 3417 (1991). Because of short spacing, WDSN(FM) cannot increase its effective radiated power to six kilowatts at its present transmitter site. The allotment of Channel 293A in substitution of Channel 258A will allow WDSN(FM) to increase its power to a full six kilowatts at its present transmitter site.

2. The public interest would be well served by a substitution of Channel 293A for Channel 258A at Reynoldsville, Pennsylvania. The substitution of Channel 293A for Channel 258A at Reynoldsville would allow WDSN(FM) to operate with a facility of six kilowatts effective radiated power. Further, the substitution of Channel 293A for Channel 258A will allow full spacing in the direction of Reynoldsville for both WDCX(FM), Buffalo, New York and WFRA-FM, Franklin, Pennsylvania, both of which are now short spaced to the existing operation of WDSN(FM). It is well settled that a substitution of one Class A channel for another Class A channel in order to allow for an increase in power to full six kilowatt equivalent operation is in the public interest. See e.g. South Hill and Lawrenceville, Virginia, 7 FCC Rcd 7843 (1992) (substitution of Class A channels to improve FM service); Edmond, Oklahoma, 7 FCC Rcd 7533 (1992) (substitution of Class A


channels to enable operation at maximum Class A facilities of six kilowatts); Oxford, Mississippi, 6 FCC Rcd 3466 (1991) (substitution of Class A channels to allow for increase in operation to six kilowatts).

3. Priority Communications, Inc. has a present intention to apply for Channel 293A when allotted, and when authorized, to build the Channel 293A facility promptly.

WHEREFORE, for the reasons above, a rule making proceeding should be commenced looking toward the substitution of Channel 293A for Channel 258A at Reynoldsville, Pennsylvania, and the modification of the license of WDSN(FM), Reynoldsville, Pennsylvania to specify operation on Channel 293A.

Respectfully submitted,

PRIORITY COMMUNICATIONS, INC.

By: 
John F. Garziglia
Its Attorney

Pepper & Corazzini, L.L.P.
1776 K Street, N.W.
Suite 200
Washington, D.C. 20006
(202) 296-0600

March 15, 1996

PEPPER & CORAZZINI
WASHINGTON DC 20006

Fully Spaced Class A Channel for WDSN(FM), Reynoldsville, PA

REFERENCE		CLASS A	DISPLAY DATES
41 08 41 N			DATA 03-01-96
78 52 41 W		Current rules spacings	SEARCH 03-15-96
----- CHANNEL 293 -106.5 MHz -----			

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
WLCY	292A	Blairsville	PA	202.8	75.32	72.0	3.32
DE240	240A	Brookville	PA	261.2	15.32	10.0	5.32
WMKX	240A	Brookville	PA	261.0	15.82	10.0	5.82
WQRM	292A	Smethport	PA	29.1	84.54	72.0	12.54
WXDX	294B	Beaver Falls	PA	249.3	127.70	113.0	14.70
WYRK	293B	Buffalo	NY	0.1	193.42	178.0	15.42
WHLM	293B	Bloomsburg	PA	94.8	200.77	178.0	22.77
WQHG	292A	Huntingdon	PA	134.4	104.50	72.0	32.50
WPHBFM	290A	Philipsburg	PA	106.0	64.12	31.0	33.12
WKNB.C	295A	Clarendon	PA	342.0	78.16	31.0	47.16
AP295	295B1	Lakewood	NY	340.1	96.12	48.0	48.12
WAMOFM	290B	Pittsburgh	PA	232.1	118.10	69.0	49.10
AP295	295B1	Lakewood	NY	340.2	97.21	48.0	49.21

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Present WDSN(FM), Reynoldsville, Pennsylvania Channel

REFERENCE		CLASS A	DISPLAY DATES
41 08 41 N			DATA 03-01-96
78 52 41 W		Current rules spacings	SEARCH 03-15-96
----- CHANNEL 258 - 99.5 MHz -----			

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN	
WDSN	258A	Reynoldsville	PA	0.0	0.00	115.0	-115.00	*
WDCX	258B	Buffalo	NY	3.2	165.81	178.0	-12.19	*
WQKY	257A	Emporium	PA	53.5	64.87	72.0	-7.13	*
WFRAFM	257B1	Franklin	PA	290.4	93.52	96.0	-2.48	*
WXMJ	258A	Mount Union	PA	134.6	115.49	115.0	0.49	<
WSHH	259B	Pittsburgh	PA	231.5	121.53	113.0	8.53	
WQKK	256B	Ebensburg	PA	173.9	81.90	69.0	12.90	
WP RR	261B1	Altoona	PA	150.0	73.76	48.0	25.76	
WQKY.C	255A	Emporium	PA	53.5	64.87	31.0	33.87	